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1858

Council Minutes

Council Room in the Social Hall, G. S. L. City, U. T.
Dec 13, 1858, 10 a. m.

W. Lu Hutchins, former Secretary of the Council, called to order and read the roll, the following members answering to their names:-

From Great Salt Lake County — Heber C. Kimball, Daniel H. Wells, Albert Carrington, F. D. Richards, W. Woodruff.

From Davis County — Joseph Holbrook.

From Tooele, Cache, Weber and Box Elder Counties — Lorenzo Snow, Lorin Farr.

From Iron and Washington Counties — George A. Smith.

Officers of the Council were unanimously elected as follows:-

Daniel H. Wells, President.

Lu Hutchins, Secretary.

John L. Smith, Assistant Secretary.

Joseph F. Smith, Sergeant-at-Arms.

Samuel L. Sprague, Messenger.

Samuel H. B. Smith, Foreman.

The officers were severally sworn by the Hon. Elias Smith, Probate Judge for G. S. L. County.

Prayer by Hon. H. C. Kimball.

On motion of Councilor Smith, the House was notified that the Council was organized and ready for business.

On motion of Councilor Carrington, the absent members, to wit: Benjamin F. Johnson, Leonard E. Harrington, Warren S. Snow and Lewis Brunson were excused for their absence.

A. Carrington presented the following:-

"Resolution adjourning to Fillmore.

"Be it resolved by the Governor and Legislative Assembly of the Territory of Utah, that this Legislative Assembly do now, December 13th, 1858, adjourn to meet in the State House in Fillmore City, on Saturday the 18th, inst, at 10 a. m."

On motion of Councilor Smith, the Resolution was unanimously adopted and sent to the House for their concurrence.

The following messages were received from the Ho

"You are respectfully informed that the House of Re tatives is now organized and ready to proceed to business."

"Your Resolution adjourning to Fillmore" is concurred in by the House."

On motion of Councilor Carrington, the Council adjourned to meet in Fillmore in compliance with the "Resolution" just passed by the two Houses.

Benediction by Councilor Smith

David H. Wells

Council Chamber, State House, Fillmore U.T.
Monday, Dec. 13, 1858.

Council met pursuant to proclamation by his Excellency Governor Cumming.

On motion of Councilor Johnson, the roll was called and the following members answered to their names:—

Warren S. Snow, Benjamin F. Johnson, Lewis Brunson and Leonard E. Harrington.

Councilor Brunson moved that L. E. Harrington be elected President pro tem. of the Council. Seconded and carried.

On motion of Councilor Snow, J. A. Ray was elected Secretary pro tem.

On motion of Councilor Johnson, George F. Billings was elected Sergeant-at-Arms pro tem, and instructed to search for and enforce the attendance of absent members.

On motion of Councilor Johnson, adjourned until 10 a.m of Tuesday, Dec. 14.

L E Harrington
President pro tem of the Council

Council Chamber, Tuesday, Dec. 14, 1858

Council met pursuant to adjournment.
Prayer by Counselor Snow.
Roll called.

There not being a quorum present, on motion of Councilor Snow, the Council adjourned until 10 a. m. of Wednesday, Dec 15.

L E Harrington
President pro tem.

Council Chamber, Wednesday, Dec. 15, 1858.

Council met pursuant to adjournment.

Roll called.

Prayer by Councilor Brunson.

On motion of Councilor Johnson, requiring information, the Sergeant-at-Arms reported that there were no other members of the Council to be found in that vicinity.

On motion of Councilor Johnson, the report of the Sergeant-at-Arms was accepted.

On motion of Councilor Brunson, the Council adjourned until 10 a. m. of Thursday, Dec. 16.

L. E. Harrington
President pro tem

Council Chamber, Thursday, Dec. 16, 1858.

Council met pursuant to adjournment.

Roll called.

Prayer by G. P. Billings.

A quorum not being present, on motion of Councilor Snow, the Council adjourned until 10 a. m. of Friday Dec. 17, 1858.

L. E. Harrington
President pro tem

Council Chamber, Friday, Dec. 17, 1858.

Council met pursuant to adjournment.

Roll called. No quorum.

Prayer by Councilor Johnson.

Council adjourned until 2 p. m. of same day.

2 p. m.

Council met pursuant to adjournment.

Roll called. No quorum.

Council adjourned until 10 a. m. of Saturday, Dec. 18.

L. E. Harrington
President pro tem

Council Chamber, Saturday, Dec. 18, 1858
10 a.m.

Council met pursuant to adjournment.

Hon. Wilford Woodruff was called to the chair as President pro tem.

Roll call. Quorum present.

On motion of Councilor Snow, Hon. Daniel H. Wells was elected President of the Council.

On motion of Councilor Richards, Geo. Hawkins was elected Secretary.

On motion of Councilor Farr, John L. Smith was elected Assistant Secretary.

On motion of Councilor Holbrook, Joseph F. Smith was elected Sergeant-at-Arms.

On motion of Councilor Johnson, Dr Samuel L. Sprague was elected Messenger.

On motion of Councilor Snow, Samuel H. B. Smith was elected Foreman.

Secretary Hartnett administered the oath of office to Messrs John L. Smith and Samuel H. B. Smith.

Messrs. Rich and West appeared as a committee from the House and reported that that body was organized and ready for business.

Councilor Farr moved that a Committee be appointed to wait upon the House and inform them that the Council was organized and ready to proceed to business, whereupon the President pro tem. appointed Councilors Richards and Johnson said Committee.

On motion of Councilor Richards, leave of absence was granted to Councilors D. H. Wells, H. C. Kimball, Geo. A. Smith and A. Carrington.

The following message was received from the House:—

"The House being ready for business, you are requested to meet with them, as soon as possible, in joint session."

On motion of Councilor Farr, the Council adjourned to meet immediately in joint session in the Representatives' Hall.

On dissolution of joint session, the Council assembled in the Council Chamber.

Councilor Snow presented "Resolution to adjourn the Legislative Assembly of Utah Territory to Great Salt Lake City."

Said Resolution was read and on motion of Councilor Richards, adopted and sent to the House for their concurrence.

The following message was received from the House:

"Your "Resolution to adjourn the Legislative Assembly of Utah Territory to Great Salt Lake City" has been concurred in by the House."

On motion of Councilor Snow, a note was addressed to Secretary Hartnett, informing him that the Council had adjourned to meet in the Social Hall in G. S. L. City, on Monday, Dec. 27, at 10 a.m.

On motion of Councilor Johnson, the Council adjourned.

Wilford Woodruff

Council Chamber, Social Hall, G. S. L. City,
Monday, December 27, 1858

Council met pursuant to adjournment.

Roll called. Quorum present.

Prayer by Elder P. H. Young.

Secretary Hartnett appeared and administered the customary oath to Daniel H. Wells, President of the Council; also to the Secretary, Sergeant-at-Arms and Messenger of the Council.

Minutes of December 13th and 18th were read and accepted.

On motion of Councilor Kimball, P. H. Young was elected Chaplain of the Council.

The President of the Council appointed the following Standing Committees:

On Judiciary — H. C. Kimball, Albert Carrington, Leonard E. Harrington, George A. Smith.

On Claims — Wilford Woodruff, Lorin Farr, Lewis Brunson.

On Petitions and Memorials — George A. Smith, Franklin D. Richards, Benjamin F. Johnson, Lorenzo Snow.

On Revenue — L. E. Harrington, Wilford Woodruff, Joseph Holbrook, H. C. Kimball.

On Elections — Warren S. Snow, F. D. Richards, Lorin Farr.

On Counties — Lorenzo Snow, Lewis Brunson, B. F. Johnson.

Roads, Bridges, and Ferries — B. F. Johnson, L. E. Harrington, Lewis Brunson, Joseph Holbrook.

Library — F. D. Richards, L. E. Harrington.

Education — A. Carrington, G. A. Smith, F. D. Richards.

Printing — G. A. Smith, F. D. Richards.

Engrossing — Lorenzo Snow, A. Carrington.

Agriculture, Trade and Manufacture — H. C. Kimball, A. Carrington, W. Woodruff, Warren S. Snow, G. A. Smith.

Militia — F. D. Richards, Warren S. Snow, B. F. Johnson.

On motion of Councilor Smith, the House was requested to meet the Council in joint session, to receive any communication his Excellency Governor Cumming might be pleased to make.

*The President appointed Councilors Snow, Richards and Kimball a committee on the part of the Council, to act in conjunction with a like committee from the House, to wait upon his Excellency, the Governor and inform him that the two Houses were ready to receive any communication he might be pleased to make.

The following message was received from the House: —

"You are respectfully informed, that the House of Representatives are ready to meet you in joint session in their Hall immediately, and have appointed Messrs. Orson Hyde, Daniel Spencer and Hosea Stout a Committee to act with your Committee to wait on his Excellency the Governor."

On motion of Councilor Carrington, the Council adjourned to meet the House in joint session in the Representatives' Hall.

On dissolution of joint session, the Council assembled in their Chamber.

On motion of Councilor Carrington, the Council adjourned until 11 a. m. of Tuesday, Dec. 28.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Tuesday, Dec 28, 1858
11 a. m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain

Minutes of the 27th were read and accepted.

On motion of Councilor Richards, the freedom of the Council Chamber was rendered to his Excellency Governor Cumming, Ex Governor Young, Secretary Hartnett, the Associate Justices and Federal officers of of the district courts of this Territory, the Superintendent of Indian Affairs, Hons. O. Pratt, E. T. Benson and Erastus Snow, Hon. Elias Smith, Judge of Probate for G. S. L. County and Hon. A. O. Smoot, Mayor of G. S. L. City.

Councilor Harrington presented a petition from the inhabitants of Pleasant Grove city, praying for a change in the location of the state road between that place and Lake city, which was read and, on motion of Councilor Woodruff, referred to the committee on Roads, Bridges and Ferries.

The President referred that part of the Governor's Message pertaining to Schools, to the committee on Education; that part pertaining to levying taxes, to the committee on Revenue, that part pertaining to bridging water reds, to the committee on Roads, Bridges and Ferries; that part pertaining to building a jail, to the committee on Counties; that part in regard to a revision of the laws, to the committee on Judiciary; that part pertaining to filling offices rendered vacant by removal, &c, to the Committee on Judiciary.

On motion of Councilor Woodruff, the reports of the Territorial Treasurer and Auditor of Public Accounts were read.

The President instructed the members of the Council in relation to the duties required of them, and requested that all be prompt in preparing business for the action of the Council.

On motion of Councilor Smith, the Council adjourned until 11 a. m. of Wednesday, Dec. 29.

Benediction by the Chaplain

Daniel H Wells

Council Chamber, Wednesday, Dec. 29. 1858.
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the President.
Minutes of the 28th read and accepted.

Councilor Snow, Chairman of the committee on Elections, reported (C. F. No. 1.) "An Act apportioning the representation of Utah Territory."

On motion of Councilor Farr the bill was received, and passed its first reading.

Said bill was read the second time and, on motion of Councilor Smith, was laid on the table to come up in its order.

Councilor Kimball, chairman of the committee on Judiciary, reported (C. F. No. 2.) "An Act in relation to Carson, St. Mary and Humboldt counties."

On motion of Councilor Johnson, the bill was received, and passed its first reading.

On motion of Councilor Richards, the bill was laid on the table to come up in its order.

Councilor Kimball, chairman of the committee on Judiciary, presented (C. F. No. 3.) "An Act defining the Judicial Districts for the District Courts in Utah Territory," which was read and, on motion of Councilor Smith, referred back to the committee on Judiciary.

The President referred that portion of the Governor's Message relating to Indians, to the committee on Indian Affairs; that portion in regard to providing means to defray the expenses of courts, to the committees on Revenue and Judiciary.

On motion of Councilor Richards, the Council adjourned until 11 a.m. of Thursday, Dec. 30.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Thursday, Dec. 30, 1858.
11 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Minutes of the 29th, read and accepted.

Councilor Holbrook presented a petition from Anson Call and Reuben McBride, praying for a herd ground on the Green river.

The President appointed Councilors Fox, Benson and Holbrook a standing committee of the Council on Incorporations.

On motion of Councilor Smith, the petition of Anson Call and Reuben McBride was referred to the Committee on Incorporations.

Councilor Kimball, chairman of the judiciary committee, reported (C. F. No. 4) "An Act concerning costs and fees of Territorial Courts," which was read and, on motion of Councilor Fox, received and laid on the table to come up in its order.

Councilor Carrington, chairman of the committee on Revenue, reported (C. F. No. 5) "An Act to repeal an act entitled "An Act repealing the Territorial Tax,"" which was read and, on motion of Councilor Snow received and laid on the table to come up in its order.

On motion of Councilor Smith (C. F. No. 4) "An Act concerning costs and fees of Territorial courts" was taken up and read the first time, and on motion of Councilor Carrington, referred back to the committee on Judiciary, with instructions to include a fee bill for Probate courts, and other amendments.

Councilor Kimball, chairman of committee on judiciary reported back (C. F. No. 3). "An Act defining the three judicial Districts for District Courts in the Territory of Utah," which was read and, on motion of Councilor Richards, received and laid on the table to come up in its order.

Councilor Kimball, chairman of committee on Judiciary, reported (C. F. No 6) "An Act assigning the Chief Justice and the two Associate justices to their respective Judicial Districts," which was read and, on motion of Councilor L. Snow, laid on the table to come up in its order.

On motion of Councilor Richards, (C. F. No 3) "An Act defining the three Judicial Districts for the District Courts of the Territory of Utah," was called up and read and, on motion of Councilor Woodruff, passed its first reading.

On its second reading, on motion of Councilor Smith, it was referred to the Committee on Counties.

By request of Councilor Fox, he was excused from attendance until Monday morning Jan. 3, 1859.

On motion of Councilor Carrington, the Council adjourned until 11 a.m. of Friday, Dec. 31.

Daniel H. Wells

Council Chamber, Friday, Dec. 31, 1858 }
11 a.m. }

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
Minutes of Dec. 30th read and accepted.

Councilor Kimball moved that 100 copies of the daily minutes of each House be printed, (the House concurring therein) for the use of the Legislative Assembly. Seconded and carried.

Councilor Brunson, chairman of committee on Incorporations presented, the following:

"Your committee, to whom was referred the petition of [illegible]on Bull and Reuben McBride, praying for a burial ground in Millard County, respectfully ask leave to report unfavorably to the aforesaid petition, as the law already provides that the County Courts have the power to attend to all such business; therefore your committee ask to be excused from further duties upon the matter."

On motion of Councilor H. S. Snow, the report was received and the Committee discharged from further duties on the subject.

Councilor Kimball, chairman of committee on Judiciary, reported back (C. F. No. 4) "An Act concerning costs and fees of Territorial Courts" amended.

Said Bill was read and, on motion of Councilor Woodruff, the report was received and the bill laid on the table to come up in its order.

Councilor L. Snow, chairman of the committee on Counties, reported as follows:

"Your committee to whom was referred "An Act defining the three Judicial Districts for the District Courts in the Territory of Utah," beg leave to report back the bill without any amendment, and recommend its passage."

On motion of Councilor H. S. Snow, the report was received and the bill laid on the table to come up in its order.

(C. F. No. 1) "An act apportioning the representation of Utah Territory," was taken up on its second reading and, on motion of Councilor Smith, 50 copies of the bill were ordered with open lines for the use of the Assembly.

(C. F. No. 2) "An Act in relation to Carson, St. Mary and Humboldt counties," was taken up on its second reading and, on motion of Councilor Smith, referred to the committee on Counties.

The following message was received from the House:

"The House of Representatives have this day concurred in the motion of the Council to print one hundred copies of the daily minutes for the use of the Legislative Assembly.

"Although the motion was made for the use of this House, the intention was to supply the Council with the daily minutes."

(C. F. No. 5) "An Act to repeal an act entitled 'An Act repealing the Territorial Tax,'" was taken up on its first reading and, on motion of Councilor Smith, referred to the committee on Revenue

(C. F. No. 6) "An Act assigning the Chief Justice and the two Associate Justices to their several judicial districts" was called up and, on motion of Councilor Smith, referred to the committee on Judiciary.

On motion of Councilor W. T. Snow, (C. F. No. 11) "An Act concerning costs and fees" was referred back to the Committee on Judiciary.

(C. F. No. 3) "An Act defining the three judicial districts for the district courts in Utah Territory," was taken up on its second reading and, on motion of Councilor Kimball, 50 copies ordered to be printed with open lines, for the use of the Assembly.

Councilor Woodruff presented a petition from James C. Steele and Brothers, praying for the repeal of an Act approved Dec 27, 1855, granting unto Brigham Young and others a herd ground in Rush Valley.

On motion of Councilor Smith, the petition was referred to the Committee on Incorporations.

Councilor Woodruff presented a petition from James C. [illegible] and others, praying for the disorganization of Shambip county and its reattachment to Tooele county.

On motion of Councilor Smith, the petition was referred to the committee on Counties.

Minutes read and accepted.

On motion of Councilor Johnson, the Council adjourned until 10 a.m. of Monday, Jan 3, 1859.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Monday, Jan 3, 1859
10 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Prayer by the Chaplain.

Councilor W. S. Snow presented petition of [illegible] Rainey and 22 others, citizens of Pond Town, praying for the right of the waters of Spanish Fork and also to be incorporated as a ditch precinct.

On motion of Councilor Smith, the petition was received, and referred to the committee on Incorporations.

Councilor W. S. Snow presented petition of David P. Rainey and 22 others praying for the exclusive right to Maple Kanyon in Utah County.

On motion of Councilor Woodruff the petition was referred to the Committee on Incorporations.

Councilor L. Snow, chairman of the committee on Counties, reported back (C. F. No. 2) "An Act in relation to Carson, St. Mary and Humboldt counties" with some amendments.

On motion of Councilor Farr, the Bill was laid on the table to come up in its order.

(C. F. No. 2) "An Act in relation to Carson, St. Mary and Humboldt counties" was taken up on its second reading.

On motion of Councilor Farr, section 4, repealing all laws and parts of laws conflicting with this act, was added.

On motion of Councilor Smith, the words in the second section "by the Governor and Legislative Assembly" were stricken out.

On motion of Councilor Carrington, the words "with all its powers, offices and privileges" were stricken out of the first section.

On motion of Councilor Farr, the words "until otherwise provided by law" were stricken out.

On motion of Councilor Woodruff, the bill passed its second reading.

The bill was read the third time and, on motion of Councilor Kimball, the bill passed its third reading, and was ordered to be sent to the House for their concurrence.

Councilor L. Snow, of the Committee on Petitions and Memorials, presented a Memorial to Congress "for the establishment of a land office and the extension of preemption rights."

On motion of Councilor Smith, the memorial was referred back to the committee with instructions to draft two memorials, one for the establishment of a land office and the other for the extension of preemption rights.

(C. F. No. 1) "An Act apportioning the representation of Utah Territory" was taken up on its second reading.

On motion of Councilor Kimball, sec. 1 was so amended as to read, "two for the county of [illegible] and two for Utah and Cedar counties."

On motion of Councilor Carrington, sec. 1 was so amended as to read: "nine for Great Salt Lake and Summit counties."

On motion of Councilor Carrington, sec 2 was so amended as to read "Great Salt Lake, Summit, Tooele, Green River and Shambip counties."

On motion of Councilor Carrington, the words "Green River" were stricken out of sec 2.

On motion of Councilor Richards, sec. 3 was so amended as to read "to be [illegible]."

On motion of Councilor Carrington, sec 3 was so amended as to read, "is entitled to be [illegible]," and "is a free, white male citizen."

On motion of Councilor Woodruff, the bill passed its second reading.

Was read the third time and, on motion of Councilor Smith, passed its third reading and was ordered to be sent to the House for their concurrence.

On motion of Councilor Smith, the committee on Counties were requested to report a bill reorganizing Green River county.

Councilor Harrington, chairman of the committee on [illegible] reported (C. F. No. 5) "An Act repealing an act entitled 'An Act [illegible] the Territorial [illegible]'"

On motion of Councilor Richards, the bill was laid on the table to come up in its order.

Councilor Johnson, of the committee on Memorials, reported a Memorial to Congress.

On motion of Councilor Harrington, the memorial was received and laid on the table to come up in order.

The minutes were read and accepted.

On motion of Councilor Farr, the Council adjourned until tomorrow at 11 a.m.

Daniel H Wells

Council Chamber, Tuesday, Jan 4, 1859
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by Councilor Richards.

Councilor Smith, chairman of the committee on Memorials, to whom was referred "Memorial for the establishment of a land office and the extension of pre-emption rights" reported a "Memorial to Congress to establish a land office in the Territory of Utah," which was read and,

On motion of Councilor Farr, the memorial was laid on the table indefinitely.

Councilor Smith also reported, "Memorial to Congress asking the laws of preëmption to be extended over Utah", which was read and,

On motion of Councilor [illegible], was referred back to the committee for further consideration.

(C. F. No. 3) "An Act defining the three judicial districts for the District Courts in the Territory of Utah" was taken up on its second reading.

On motion of Councilor Smith, the bill was made the special order of the day for to-morrow.

Councilor L. Snow, chairman of the committee on Counties, reported (C. F. No. 7) "An Act attaching Shambip county to Tooele," which was read, and,

On motion of Councilor [illegible], the bill was laid on the table to come up in its order.

Councilor Smith, of the committee on judiciary, reported back (C. F. No 4) "An Act concerning costs and fees of Probate Courts," which was read.

On motion of Councilor Smith, the bill was referred to the committee on Engrossing, preparatory to its being [illegible] read, with instructions to make such amendments as they deem necessary.

(C. F. No. 5) "An Act to repeal an Act entitled 'An Act repealing the Territorial tax,'" was taken up on its first reading.

On motion of Councilor Carrington, the bill was referred to the Committee on Judiciary.

The "Memorial in relation to extension of City Plat" was taken up and read the first time.

On motion of Councilor Woodruff, the memorial was referred back to the committee on Memorials.

Councilor Richards moved that the committee on Revenue be instructed to inquire into the propriety of assessing a territorial tax upon spirituous liquors sold in the Territory, and, if found expedient, that they report a bill to that effect.

Seconded and carried.

The Minutes being called for, were read and accepted.

On motion of Councilor [illegible],

Council adjourned till tomorrow at 11 a.m.

Daniel H Wells

Council Chamber, Wednesday, Jan. 5, 1859.
11 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

The following message was received from the House:—

"The accompanying bill (H. F. No. 5) entitled 'An Act changing the county seat of Washington county,' has passed the House and is respectfully submitted for your concurrence."

On motion of Councilor Smith, the bill was referred to the committee on Counties.

Councilor Richards moved, that a communication be addressed to His Excellency Governor Cumming, requesting him to furnish the Council with the Adjutant General's Report on the condition of the Militia of the Territory, and any communication which he might feel disposed to make thereon. Seconded and carried.

Councilor Smith, of the committee on Judiciary, to whom was referred (C. F. No. 5) "An Act to repeal an act entitled 'an act repealing the Territorial tax,'" reported a substitute, (C. F. No. 8) "An Act in relation to Territorial revenue."

On motion of Councilor Woodruff, the bill was received and laid on the table to come up in its order.

Councilor Smith, chairman of the committee on Memorials, r[illegible] "Memorial to Congress for the donation of public lands to settlers."

On motion of W. Snow, the Memorial was accepted, and ordered to be sent to the House for their concurrence.

Councilor [illegible], of the committee on Incorporations, to which was referred the petition of David [illegible] and others, asking for the privilege of taking a portion of the water of Spanish Fork, also to be set off into a precinct, and the privilege of opening Maple Canyon; reported unfavorable to granting said petition.

On motion of Councilor Woodruff, the report was received and the committee discharged from further duties on the subject.

Councilor Harrington, of the committee on Judiciary, reported (C. F. No. 9) "An Act in relation to the qualification of Officers, Voters and Jurors."

On motion of Councilor W. Snow, the report was accepted and the bill laid on the table to come up in its order.

(C. F. No. 5) "An Act defining the three Judicial Districts for the District Courts in the Territory of Utah" was taken up on its second reading.

On motion of Councilor Harrington, the bill passed its second reading.

(C. F. No. 7) "An Act attaching [illegible] county to [illegible] county" was read, and,

On motion of Councilor Woodruff, passed its first reading.

The bill was read the second time, and on motion of Councilor Harrington, passed its second reading.

On motion of Councilor Richards, the bill passed its third reading, and was ordered to be sent to the House for their concurrence.

(C. F. No. 8) "An Act in relation to Territorial Revenue" was taken up on its first reading, and,

On motion of Councilor Harrington, passed its first reading.

The bill was read the second time.

On motion of Councilor Kimball, the words "one tenth of one per cent" were stricken out and "one fourth of one per cent" inserted.

On motion of Councilor Harrington, the bill passed its second reading.

On motion of Councilor W. Snow, the bill passed its third reading, and was ordered to be sent to the House for their concurrence.

(C. F. No. 9) "An Act in relation to the qualification of Officers, Voters and Jurors" was taken up and read.

On motion of Councilor Harrington, the bill passed its first reading.

The bill was taken up on its second reading, and,

On motion of Councilor Smith, was ordered to be printed.

The minutes were read and accepted.

On motion of Councilor Smith

Council adjourned till tomorrow at 11 a.m.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Thursday, Jan 6, 1859 }
11 a. m. }

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.

The following message was received from the House:–

"The accompanying bill (C. F. No. 8) 'An Act in relation to Territorial Revenue' has this day received the concurrence of the House, also 'Memorial to Congress for the donation of public lands to settlers' has been adopted.

Councilor W. G. Snow, chairman of the committee on elections, made the following report:–

"The following Territorial and County offices, which by law expire at this session of the Legislature, are required by law to be filled by the joint vote of the Legislative Assembly, to wit:–

One Chancellor and twelve Regents of the Desert University.
One Treasurer of the Desert University.
One Territorial Treasurer.
One Auditor of Public Accounts.
One Territorial Road Commissioner.
One Territorial Marshal.
One Attorney General.
Two District Attorneys.
One Surveyor General.
One Librarian.
One Recorder of Marks and Brands.
Three Inspectors of the Penitentiary.
One Warden of the Penitentiary.
One Sealer of weights and Measures.
Three Code Commissioners

One Probate Judge and one Notary Public for each organized county, to wit:–

One Probate Judge and one Notary Public for Washington County
do do Iron "
do do Beaver "
do do Millard "
do do San Pete "
do do Juab "
do do Cedar "
do do Utah "
do do G. S. Lake "
do do Davis "
do do Weber "
do do Box Elder "
do do Cache "
do do Tooele "
do do Malad Co.

On motion of Councilor Smith, the report was accepted and laid on the table to come up in its order.

Councilor Smith, chairman of the committee on Memorials, to whom was referred, "Memorial to Congress asking the laws of pre-emption to be extended over Utah," presented as a substitute, "Memorial for the preëmption of irrigable lands."

On motion of Councilor Johnson, the memorial was accepted and laid on the table to come up in its order.

Councilor A. Snow, chairman of the committee on Counties, to whom was referred (H. F. No. 3) "An Act changing the County seat of Washington county," reported back said bill recommending the concurrence of the Council therein.

On motion of Councilor Smith, the report was accepted.

On motion of Councilor Carrington, the words "be and the same" in the first section were stricken out.

On motion of Councilor Carrington, section 2 was stricken out.

On motion of Councilor Carrington, the bill passed as amended, and was ordered to be sent to the House for their concurrence in the amendments.

(C. F. No. 9) "An Act in relation to the qualification of voters and jurors" was taken up on its second reading.

On motion of Councilor Carrington, the title of the bill was so amended as to read "An Act prescribing certain qualifications necessary to enable a person to be eligible to hold office, vote or serve as a juror".

On motion of Councilor Carrington, section one was amended by inserting the words "during the" instead of the words "at least," also "next preceding" instead of "a year"

On motion of Councilor Carrington, the word "of" in the second line of sec. 2 was stricken out, and the word "in" inserted, and the word "the" was stricken out and "this" inserted, and the words "shall have been" were stricken out.

On motion of Councilor Snow, the word "his" in the fifth line of sec. 3 was stricken out and "her" inserted.

On motion of Councilor Carrington, the word "he" in the fourth line was stricken out and "it" inserted, and the word "be", of the word "State" was stricken out.

On motion of Councilor Carrington, sec. 5 was stricken out and the following inserted as a substitute.

"Sec. 5. No person shall be deemed a resident within the meaning of this Act, unless he be a bona fide resident and tax payer in this Territory and, if married, has his family and domicil herein."

On motion of Councilor Snow, secs. 5 and 6 were transposed.

On motion of Councilor Carrington, the following:

"All laws and parts of laws conflicting with this Act are hereby repealed" was added as sec. 7.

On motion of Councilor Carrington, the second line of the first section was amended so as to read "had not been" instead of "shall not have been."

On motion of Councilor Carrington, the word "content" was stricken end of the second line of sec. 2.

On motion of Councilor Carrington, sec. 2 was amended so as to read, "has been a resident in the county or district to be represented, during at least two years next preceding the day of election"

On motion of Councilor Smith, the bill passed its second reading.

The bill was read the third time and,

On motion of Councilor Smith, passed its third reading and was ordered to be sent to the House for their concurrence.

The following message was received from the House:

"The accompanying bill (C. F. No. 7) "An Act attaching Shambip county to Tooele county" is concurred in by the House with the following amendment:

"Sec. 2. That all books, papers, records, plats, &c., together with an accurate manifesto of all assets and liabilities appertaining to said county of Shambip, shall be transferred, together with the certificate and seal of the County Clerk, accompanying the same, to the Probate judge of Tooele county, which shall thereafter be matters of record and business of Tooele County." You are respectfully requested to concur in the amendment.

"The following bills, (H. F. No. 4) "An Act granting unto Joseph Young the right to establish and control ferries on Bear river, also a bridge on the Malad" (H. F. No. 5) "An Act to provide for the selection and location of a quantity of land, equal to two townships, for the establishment of a University," have passed the House and are respectfully submitted for your concurrence. We have also concurred in your amendment to (H. F. No. 3)."

On motion of Councilor Smith, the amendments suggested by the House to C. F. No. 7 were concurred in.

On motion of Councilor Smith. (H. F. No. 4) "An Act granting unto Joseph Young the right to establish and control ferries on Bear river, also a bridge on the Malad," and (H. F. No. 5) "An Act to provide for the selection and location of a quantity of land equal to two townships, for the establishment of a University, were laid on the table to come up in their order.

On motion of Councilor Smith, the bill (C. F. No. 9) was ordered to be printed as amended.

The minutes being called for were read and accepted.

On motion of Councilor Smith, Council adjourned until tomorrow at 11 a.m.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Friday, Jan. 7, 1859, }
11 a.m. }

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Richards of the committee on Memorials, reported, "Memorial to Congress for an act authorizing the purchase of Indian lands in Utah and locating the Indians on a reserve."

On motion of Councilor Woodruff, the report was accepted and laid on the table to come up in its order.

(C. F. No. 2) "An Act defining the three judicial districts for the District Courts in the Territory of Utah" was taken up and,

On motion of Councilor Smith, passed its third reading.

"Memorial to Congress for the preemption of irrigated lands" was taken up and,

On motion of Councilor L. Snow, passed its first reading.

The memorial was read the second time and,

On motion of Councilor Johnson, passed its second reading.

On motion of Councilor Johnson, the memorial was adopted and ordered to be sent to the House for their concurrence.

Councilor Woodruff presented (C. F. No. 10) "An Act repealing the first section of "An Act containing provisions applicable to the laws of the Territory of Utah, approved Jan 14 1854."" which was read and,

On motion of Councilor Johnson, was accepted and referred to the committee on Judiciary.

(H. F. No. 4) "An Act granting unto Joseph Young the right to establish and control ferries on Bear River, also a bridge on the Malad" was taken up and.

On motion of Councilor L. Snow, the Council concurred with the House.

(H. F. No. 5) "An Act to provide for the selection and location of a quantity of land, equal to two townships, for the establishment of a University" was taken up.

On motion of Councilor Smith, the bill passed its first reading.

Said bill was taken up on its second reading and,

On motion of Councilor Smith, the bill was referred to the committee on Education.

The report of the committee on Elections was taken up and read.

On motion of Councilor Smith, the House was invited to meet the Council in joint session on Monday, Jan 10. 1859, at 11½ a.m. to elect the officers required by law to be elected by the joint vote of the Legislative Assembly.

"Memorial to Congress for an act authorizing the purchase of Indian lands in Utah and locating the Indians on a reserve" was taken up and,

On motion of Councilor Woodruff, the memorial was adopted and ordered to be sent to the House for their concurrence.

The minutes were read and accepted.
On motion of Councilor Smith, the Council adjourned till tomorrow at 11 a.m.
Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Saturday, Jan 8, 1859.
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following message was received from the House.

"The House have concurred in your wish for a joint session on Monday next, January 10th, 1859, at 11½ a.m. in order to proceed to the election of officers necessary to be elected by joint vote of the Legislative Assembly

Councilor Kane, chairman of committee on Incorporations, to whom was referred the petition of James J. Pole and others, praying for the repeal or amending an act granting unto Wilford Woodruff, John Jamison and others Rush valley for a herd ground, reported unfavorably to granting said petition.

On motion of Councilor L. Snow, the report was accepted and the committee discharged from further duties on that subject.

The following communication was received from his Excellency Governor Cumming:–

"I have the honor to transmit herewith the report of the Adjutant General on the condition of the militia of the Territory."

The report was read and;

On motion of Councilor Smith was referred to the committee on Militia

The minutes were read and accepted.

On motion of Councilor Smith, the Council adjourned until Monday, January 10th, at 11 a.m.

Benediction by the chaplain.

Daniel H Wells

Council Chamber, Monday, Jan. 10, 1859.
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.

On motion of Councilor Carrington, the joint session appointed for to-day at 11 1/2 a.m. was postponed until Thursday, 13th, at 11 1/2 a.m., the House concurring.

The following message was received from the House:-

"The accompanying bill (H. F. No. 6) 'An Act in relation to Road Commissioners,' has passed the House and is respectfully submitted for your concurrence.

The accompanying bill (H. F. No. 7) entitled 'An Act regulating the vending and bartering of spirituous liquors,' has passed the House, and is respectfully submitted for your concurrence.

The accompanying bill (H. F. No. 8) entitled 'An Act authorizing a special election in the city of Lehi, Utah county,' has also passed the House, and is respectfully submitted for your concurrence.

The House has adopted your 'Memorial to Congress for the preemption of irrigated lands,' amended, also

Your Memorial to Congress for an act authorizing the purchase of Indian lands in Utah, and locating the Indians on a Reserve.

The accompanying bill (C. F. No. 2) 'An Act in relation to Carson, St Mary and Humboldt counties' has been amended, by striking out the words 'is hereby' on the last line of the first section.

Also by adding section 3, 'That be it further enacted that the county seat of Carson county is hereby located at the town of Genoa.'

You are respectfully requested to concur in the amendments."

On motion of Councilor Farr, the above mentioned bills were laid on the table to come up in their order.

Councilor Johnson, chairman of the committee on Roads, Bridges and Ferries, reported unfavorably to granting the petition of George Thorne and others, asking for a change in the location of the State road between Lake city and Pleasant Grove in Utah county.

On motion of Councilor Carrington, the report was accepted and the committee discharged from further duties on the subject.

The following message was received from the House:

"The House of Representatives has concurred in your motion to adjourn the joint session until Thursday, 13th, at 11 1/2 a.m."

(H. F. No. 6) "An Act in relation to Road Commissioners" was read and,

On motion of Councilor Carrington, referred to the committee on judiciary.

(H. F. No. 7) "An Act regulating the vending and bartering of spirituous liquors" was taken up and,

On motion of Councilor Woodruff, passed its first reading.

The bill was read the second time and,

On motion of Councilor Farr, referred to the committee on Revenue.

(H. F. No. 8) "An Act authorizing a special election in the city of Lehi, Utah county" was taken up and read and,
On motion of Councilor Snow, passed its first reading.
The bill was read the second time and,
On motion of Councilor Carrington, was referred to the committee on Incorporations.

(C. F. No. 2) "An Act in relation to Carson, St. Mary and Humboldt counties" as amended by the House was taken up and read and,
On motion of Councilor Carrington, was referred to the committee on Judiciary.

Minutes read and accepted.
On motion of Councilor Smith, the Council adjourned till tomorrow at 11 a.m.
Benediction by the Chaplain.

Daniel H. Wells

Council Chamber, Tuesday, Jan. 11, 1859
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.

On motion of Councilor Carrington, a note was addressed to His Excellency the Governor, requesting him to return "An Act attaching Shambip county to Tooele county" to the Council for reconsideration.

(C. F. No. 4) "An Act concerning costs and fees of Territorial courts" was taken up and,
On motion of Councilor Carrington, passed its first reading.
The bill was taken up on its second reading.
On motion of Councilor Carrington, sec. 1 was amended by striking out the words "the Territorial" in the second line.
On motion of Councilor Carrington, the words "in District Courts" were inserted after the word "compensation" in the second line of sec. 1.
On motion of Councilor Snow, the bill was referred to the committee on Judiciary.

The following message was received from His Excellency the Governor:

"I have the honor to transmit herewith, an act in relation to Territorial Revenue; and a Memorial to Congress for a donation of public lands to settlers — both of which are approved by me.

Also enclosed is an act which purposes to attach Shambip to Tooele county for election, judicial and revenue purposes.

The last named act I respectfully return to the House with the bill engrossed without my official signature, for the reasons that the believe that the Legislative Assembly is authorized to disfranchise any county or other organized portion of the Territory, and if competent to do so it would establish a bad precedent, and under certain circumstances would lead to injurious results.

P.S. Since writing the above I have received your note of this date and return the bill for reconsideration."

On motion of Councilor Richards, (C. F. No. 7) an "Act attaching Shambip county to Tooele county" was referred to the committee on Counties.

The minutes were read and accepted.

On motion of Councilor [illegible], the Council adjourned till tomorrow at 11 a.m.

Benediction by the Chaplain.

Daniel H. Wells

Council Chamber, Wednesday, Jan. 12, 1859 }
11 a.m. }

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Harrington, chairman of the committee on Revenue, to whom was referred (H. F. No. 11) "An Act regulating the vending and bartering of spirituous liquors," reported back the bill amended.

On motion of Councilor Snow, the report was accepted, and the bill laid on the table to come up in its order.

Councilor Snow, chairman of the committee on Incorporations, to whom was referred (H. F. No. 8) "An Act granting a special election in Provo City, Utah County," reported a substitute.

On motion of Councilor Harrington, the report was accepted, and the bill laid on the table to come up in its order.

Councilor Richards, chairman of the committee on Militia, to whom was referred the report of the Adjutant General, recommended the adoption of a Memorial to Congress for the appropriation of a sum sufficient to defray the expenses of the Indian wars in Utah in 1853 and 1856; and that the Adjutant General's report be printed:

"Adjutant General's Office, U. T., }
Great Salt Lake City, }
December 1st, 1858 }

"His Excellency A. Cumming,
Governor of Utah Territory,

Sir:— Since my last Annual Report, dated January 7th of the present year, but few events connected with the militia of the Territory, of sufficient importance to embody in an official report, have come under my notice.

The arrival of your Excellency on the 12th of April last, in this city, and the confidence which your administration as Governor inspired in the minds of the citizens, allayed the excitement which had more or less existed throughout the Territory. The militia by your direction were disbanded, and have not since been called out, even for purposes of parade or inspection. Hence I am not prepared to give your Excellency any reliable information concerning the number or condition of the Territorial militia. No returns have been called for and none received.

It is gratifying to me to congratulate your Excellency upon the permanent establishment of peace, during your administration, and that you have witnessed seed time and harvest, uninterrupted by the din of contention.

On the part of some bands of the Utah Indians there have been unmistakable demonstrations of a hostile nature. A few of the citizens were killed by them and some outrages committed, of which your Excellency has information from other sources. As the winter closes in, it is not improbable that their hostility may be augmented by its severity. Under these considerations I would respectfully suggest that you would encourage with your official influence the constant readiness of the citizens for individual and mutual protection.

There are accounts on file in my office, amounting to upwards of one hundred and fifty thousand dollars for services in the suppression of Indian hostilities in 1853 and 1854, for which no appropriations have as yet been made by Congress.

The 12 pd. Mountain Howitzer, which is all the arms received by this Territory from the General Government, was carried to Provo last spring and there remains.

Permit me to assure your Excellency that any instructions from you will always be promptly carried out; and any information you may require within the reach and control of my department be promptly furnished.

The present Militia law is perfect and sufficient, and needs no amendment.

With the most sincere wishes for the success of your Excellency's administration, and the general welfare of the nation,

I have the honor to remain
Very respectfully
Your obedient servant,
James Ferguson,
Brig. Genl. Act. U. T. Adjt. Genl."

"Memorial for an appropriation to defray the expenses of suppressing Indian hostilities in the Territory of Utah in the years 1853 and 1854" was read and,

On motion of Councilor Smith, the report was accepted, and the Memorial laid on the table to come up in its order.

Councilor Richards moved, "that this Council a
to their Honors the Judges of the District Courts now in this city

requesting their reports of all existing discrepancies or contradictory imperfections of the law which have fallen under their observation, as required in section [illegible], chapter 21, "An Act in relation to the Judiciary, approved Feb. 4, 1852." Seconded and carried.

(H. F. No. 7) "An Act regulating the vending and Distilling of spirituous liquors" was taken up and read and,—

On motion of Councillor Snow the bill was not concurred in.

(H. F. No. 8) "An Act authorizing a special election in Lehi city, Utah county" was taken up and read and,—

On motion of Councillor Harrington the bill was referred to the committee on Incorporations.

"Memorial for an appropriation to defray the expenses of suppressing Indian hostilities in the Territory of Utah in the years 1853 and 1856" was taken up and read and,—

On motion of Councillor Woodruff, the Memorial was adopted and ordered to be sent to the House for their concurrence.

The minutes were read and accepted.

On motion of Councillor Woodruff, the Council adjourned until ten o'clock a.m.

Benediction by the Chaplain.

Daniel H. Wells

Council Chamber, Thursday, Jan. 13, 1859 }
11 a.m. }

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.

The following message was received from the House:

"The accompanying bill (H. F. No. 15) entitled "An Act granting to Isaac Bullock and Lewis Robison the right of establishing ferries on Green river" has this day passed the House, and is now respectfully submitted for your concurrence."

On motion of Councillor Smith, the bill was referred to the Committee on Roads, Bridges and Ferries.

The following communication was received from the Governor:—

"Executive Office, Utah, G. S. L. City
January 12, 1859

Hon. President of the Council and Speaker of the House:

Gentlemen: I have the honor of transmitting herewith a Memorial to the Senate and House of Representatives praying for the appointment of a commission to treat with the various tribes in the territory for the extinguishment of their title, establish reserves, &c.

Also a Memorial praying for a law authorizing the preemption of irrigated lands in sections or quarter sections...

The above Memorials have received my official approval.
Very respectfully, your obedient servant.
A. Cumming
Governor Utah Territory"

On motion of Councilor Kimball, the Council adjourned to meet in joint session.

On adjournment of joint session the Council resumed its sitting.

The following message was received from the House:

"The accompanying bill (H. F. No. 22) entitled "An Act authorizing the Territorial Road Commissioner to negotiate with the proprietors of Jordan Bridge, near Lehi City, Utah county" has this day passed the House, and is now respectfully submitted for your concurrence."

On motion of Councilor Smith, the bill was referred to the committee on Roads, Bridges and Ferries.

Councilor Carrington of the committee on Judiciary reported back (C. F. No. 4) "An Act concerning costs and fees of Territorial Courts" as amended, which was taken up on its second reading.

On motion of Councilor Snow, the fifth line of sec. 4 was stricken out.

On motion of Councilor Smith, sec 11 was amended by inserting

"Presiding in civil or criminal cases per day . $5.00
Hearing each divorce case . . . . 5.00"

On motion of L. Snow, the bill passed its second reading.

On motion of Councilor Smith, the bill was referred to the committee on Engrossing.

Councilor Carrington, of the committee on Judiciary, to whom was referred (C. F. No. 2) "An Act in relation to Carson, St. Mary and Humboldt counties" amended by the House, reported a substitute (C. F. No. 11) "An Act organizing Carson and Green River counties, and attaching St. Mary and Humboldt counties," which was read and,

On motion of Councilor Smith, passed its first reading.

The bill was read the second time and,

On motion of Councilor L. Snow, passed its second reading.

On motion of Councilor Smith, the bill was read by its title, and it passed.

Councilor Snow, chairman of the committee on Incorporations, to whom was referred (H. F. No. 8) "An Act authorizing a special election in Lehi city, Utah county" reported back said bill amended by striking out the preamble, and inserting in sec. 2 the words "and all subsequent elections" after the word "election."

On motion of Councilor Carrington, the amendments were accepted and the bill ordered to be sent to the House for its concurrence in the amendments.

Councilor Carrington, of the committee on Judiciary, reported (C. F. No. 12) "An Act defining who are qualified for serving on juries and prescribing the mode of procuring Grand and

and jurors for District Courts, and for other purposes."

The bill was read and,

On motion of Councilor Smith, the report was accepted and the bill ordered to be printed.

Councilor Shaw presented a petition from David B. [illegible] for extension of a grant for a toll bridge across [illegible] river.

On motion of Councilor [illegible], the petition was referred to the committee on Roads, Bridges and Ferries, with instructions to report by bill or otherwise.

The minutes were read and accepted.

On motion of Councilor [illegible], Council adjourned until tomorrow at 11 a.m.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber, Friday, Jan. 15, 1869
11 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Johnson, chairman of committee on Roads, Bridges and Ferries, reported back (H. F. No. 5) "An Act granting to [illegible] and [illegible] Robison the right to erect and control a ferry on Bear River" without amendment, recommending the concurrence of the Council therein.

The bill was read, and,

On motion of Councilor [illegible], the report was accepted and the bill concurred in.

The following message was received from the House:

"The House of Representatives has concurred in your act, (C. F. No. 11) "An Act reorganizing [illegible] and [illegible] counties and attaching St. Mary's and Humboldt counties" with the following amendment, by inserting the words '[illegible]' in the first section. Do you concur in the amendment?"

On motion of Councilor Carrington, the amendment was concurred in.

Councilor Carrington, of the committee on judiciary, to whom was referred (H. F. No. 6) "An Act in relation to [illegible]" reported a substitute "An Act creating a special committee, prescribing their duty and providing for the payment of their per diem and their consequent necessary expenses."

The bill was read and,

On motion of Councilor Harrington, the report was accepted and the bill passed its first reading.

The bill was read the second time and,

On motion of Councilor L. S. Snow, passed its second reading.

On motion of Councilor L. Snow, the bill passed its third reading and was ordered to be sent to the House for their concurrence.

The following message was received from the House:—

"The House of Representatives has concurred in your Memorial for an appropriation to defray the expenses of suppressing Indian hostilities in the Territory of Utah in the years 1853 and 1856."

Councilor Johnson, chairman of the committee on Roads, Bridges and Ferries, to whom was referred (H. F. No. 9) "An Act authorizing the Territorial Road Commissioner to negotiate with the proprietors of the Jordan Bridge, near Lehi city, in Utah county," reported back the bill without amendment, recommending the concurrence of the Council therein.

On motion of Councilor Smith, the bill was referred to the committee on judiciary.

Councilor Smith, chairman of the committee on Memorials, reported a "Memorial for the admission of the State of Deseret," which was read, and,

On motion of Councilor Andrus, was adopted and sent to the House for their concurrence.

The minutes were read and accepted.

On motion of Councilor Harrington, the Council adjourned until tomorrow at 11 a.m.

Benediction by the Chaplain

Daniel H Wells

Council Chamber, Saturday, Jan 15, 1859
11 a.m.

Council met pursuant to adjournment
Called to order by the President
Roll called. Quorum present.
Prayer by the Chaplain

The following message was received from the House—

"Your amendments to (House File No 8) entitled "An Act authorizing a special election in Lehi city, Utah county" are concurred in.

The accompanying Acts (H. F. No 14) entitled "An Act specifying the time in which officers shall qualify and give bonds" also (H. F. No. 10) An Act in relation to the entering of public lands" this day passed the House, and are respectfully submitted for concurrence.

The House has concurred in "An Act creating a special committee, prescribing their duties, and providing for the payment of their services and their consequent necessary expenses," with the following amendment, "approved, Jan. 16. 1852," inserted in the last line of the 3rd section; do you concur in the amendment?

And have adopted your Memorial to Congress for the admission of the State of Deseret."

(H. F. No 14) "An Act specifying the time in which officers shall qualify and give bonds" was read, and;

On motion of Councilor Smith, referred to the committee on Elections.

(H. F. No 16) "An Act in relation to the surveying of public lands" was read, and,

On motion of Councilor Smith, referred to the committee on Agriculture, Trade and Manufacture.

On motion of Councilor Carrington, the Council concurred with the House in their amendment to "An Act creating a special committee, prescribing their duties, and providing for the payment of their services and their consequent necessary expenses."

Councilor Carrington, chairman of the committee on Education, to whom was referred (H. F. No 4) "An Act to provide for the selecting and locating of a quantity of land granted to the Territory for the establishment of a University," reported back said bill amended.

Said bill was read, and,

On motion of Councilor Snow, referred to the committee for further consideration.

The following message was received from the House:

"The accompanying 'joint Resolution in relation to mail service' has been adopted by the House, and is now sent to the Council for their concurrence.

The accompanying act (H. F. No. 11) entitled "An Act changing the time of holding elections in Nephi City" has passed the House and is respectfully submitted for your concurrence."

(H. F. No. 11) "An Act changing the time of holding elections in Nephi city," was read, and,

On motion of Councilor Carrington, referred to the committee on [illegible], with [illegible] to report by amendment, or otherwise [illegible] as [illegible].

The "joint Resolution in relation to mail service" was read, and,

On motion of Councilor Smith, referred to the committee on Judiciary.

Councilor E. Snow, chairman of the committee on [illegible] to whom was referred "An Act attaching [illegible] county to [illegible] county" returned by His Excellency for reconsideration, reported further legislation on that subject [illegible] necessary and asked to be discharged from further action on the subject.

On motion of Councilor [illegible] the report was accepted.

(H. F. No 15) "An Act concerning costs and fees of Justices &c.

Courts and for other purposes" was taken up on its third reading and,

On motion of Councilor Carrington, section 14 was made the last section of the bill, and the other sections numbered accordingly.

On motion of Councilor Smith, the bill passed its third reading.

The bill was read by its title and,

On motion of Councilor Carrington, the word "Territorial" was stricken out.

The minutes were read and accepted.

On motion of Councilor Haws, the Council adjourned until Monday, 17, '59, at 11 a.m.

Benediction by the Chaplain.

Daniel H Wells

Council Chamber Monday Jan 17, 1859 }
11 a.m. }

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor [illegible] Snow, chairman of the committee on Elections, to whom was referred (H. F. No. 14) "An Act specifying the time in which officers shall qualify and give bonds" reported back the bill amended, by inserting the words "being notified of," between the words "after," and "his."

On motion of Councilor Smith, the report was accepted, and the bill taken up for consideration. On motion of Councilor Smith, the [illegible] [illegible] ^ or pending On motion of Councilor Smith, (C. F. No. 9) "An Act prescribing certain qualifications necessary to enable a person to be eligible to hold office, vote or serve as a juror," was taken up for consideration.

The bill was read and,

On motion of Councilor Carrington, sec. 1 was amended in the third line so as to read "one year" instead of "two years;" also sec. 2 was amended in the third line so as to read "one year" instead of "two years"

On motion of Councilor Carrington, the word "otherwise" was stricken out of the fourth line of section 4.

On motion of Councilor Woodruff, the words "and under sixty" were stricken out of the third line of section 4.

On motion of Councilor Carrington, the words from "crimes" to "owns" in section 4, were stricken out; also all after the word "juror" were stricken out of in the same section.

On motion of Councilor Carrington, the words "and army sutler and no freighter or other person in the employ of the United States" were stricken out of sec. 5, and the words "or other persons subject to their military authority" inserted.

On motion of Councilor Carrington, the words "householders and" also "and if married, has his family and domicile therein" were stricken out of sec. 6.

On motion of Councilor Richards, the word "and" before "no person" in sec. 3 was stricken out.

On motion of Councilor Kimball, the bill passed as amended.

(C. F. No. 12) "An Act defining who are exempt from serving as jurors, and prescribing the mode of procuring grand and petit juries for District Courts and for other purposes" was taken up and,

On motion of Councilor Woodruff, passed its first reading.

The following message was received from the House:

"The accompanying bill (H. F. No. 9) "An Act providing for the bridging of ditches or sects leading across the highways" has passed the House and is respectfully submitted for your concurrence.

Also the accompanying bill (H. F. No. 17) "An Act regulating the manufacture and sale of liquors."

(H. F. No. 9) "An Act providing for the bridging of ditches or sects leading across the highways" was read and,

On motion of Councilor Smith, referred to the committee on Roads, Bridges and Ferries.

(H. F. No. 17) "An Act regulating the manufacture and sale of liquors" was read and,

On motion of Councilor Smith, was referred to the committee on Agriculture, Trade and Manufactures.

The minutes were read and accepted.

On motion of Councilor [illegible], the Council adjourned until tomorrow at 11 a. m.

Benediction by the Chaplain.

Daniel H. Wells

Council Chamber, Tuesday Jan 18, 1859.
11 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Woodruff presented an account from the "Deseret News Office," which was read and,

On motion of Councilor L. Snow, accepted and referred to the committee on Claims.

Councilor Kimball, chairman of the committee on Agriculture, Trade and Manufactures, to whom was referred (H. F. No. 17) "An Act regulating the manufacturing and sale of Liquors" reported back said bill without amendment and recommended its passage.

On motion of Councilor Smith, the report was accepted and the bill taken up on its first reading.

On motion of Councilor E. Snow, the bill passed its first reading.

The bill was read the second time.

On motion of Councilor L. Snow, the word "aforesaid" was inserted before the word "business" in the third line of sec. 2, and the words "in which they shall seek to become authorized to engage" were stricken out.

On motion of Councilor Richards, the words "the provisions of" in the fourth line, and the word "for" in the fifth line of sec. 4, were stricken out.

On motion of Councilor [illegible], the words "or whenever they shall deem the public good requires it" were added to sec. 4.

On motion of Councilor Harrington, the bill passed its second reading.

On motion of Councilor Richards, the bill was read the third time by its title, and so passed.

The following message was received from the House;—

"The accompanying bill (H. F. No. 15) entitled "An Act to incorporate the Placerville, Humboldt and Salt Lake Telegraph Company" has passed the House and is respectfully submitted for your concurrence.

And the accompanying bill (H. F. No. 19) "An Act to amend an Ordinance entitled an 'Ordinance incorporating the University of the State of Deseret, approved Feb. 28th, 1850' has also passed the House and is respectfully submitted for your concurrence."

(H. F. No. 15) "An Act to incorporate the Placerville, Humboldt and Salt Lake Telegraph Company" was read and,

On motion of Councilor Harrington, referred to the Committee on Incorporations.

(H. F. No. 19) "An Act to amend an Ordinance entitled 'An ordinance incorporating the University of the State of Deseret, Feb. 28. 1850'" was read and,

On motion of Councilor Richards, referred to the com on Education.

Councilor Woodruff presented the following:

"Gentlemen

I herewith present to your honorable body the report of the Treasurer of the Deseret Agricultural and Manufacturing Society, showing the condition of the finances of said society, and ask your consideration of the subject, and that if you in your wisdom deem it proper, to make a further appropriation of $1000, or such sum as your wisdom may dictate."

The report was read and,

On motion of Councilor W. S. Snow, referred to the Committee Agriculture, Trade and Manufactures.

Councilor Farr, chairman of the committee on Incorporations to whom was referred (H. R. No. 14) "An Act changing the time of holding elections in Nephi city," reported in a substitute "An Act changing the time of holding elections in the different cities."

On motion of Councilor Harrington, the report of the committee was accepted and the bill laid on the table to come up in its order.

(C. F. No. 18) "An Act defining who are exempt from serving on juries, and prescribing the mode of procuring grand and petit jurors and juries for district courts, and for other purposes," was taken up on its second reading.

On motion of Councilor Richards, the words "members and officers of the Legislative Assembly" were inserted in sec. 1.

On motion of Councilor Richards, the bill passed its second reading.

On motion of Councilor Woodruff the bill passed its third reading by its title.

"An Act changing the times of holding elections in the different cities." was taken up and,

On motion of Councilor W. S. Snow, passed its first reading.

The Bill was read the second time and,

On motion of Councilor W. S. Snow, passed its second reading.

On motion of Councilor Kimball, the bill passed its third reading.

The minutes were read and accepted.

On motion of Councilor Woodruff, the Council adjourned until tomorrow at 11 a.m.

Benediction by the Chaplain.

David H Wells

Council Chamber, Wednesday, Jan. 19, 1859.
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called... Quorum present.
Prayer by the Chaplain.

On motion of Councilor Carrington, the joint session appointed for to-day at 11½ a.m. was postponed until tomorrow at 11½ a.m. and the House requested to concur therein.

Councilor Carrington presented (C. F. No. 13) "An Act concerning Notaries Public for Great Salt Lake County," which was read and,

On motion of Councilor Kimball, was accepted and passed its first reading.

The bill was read the second time and,

On motion of Councilor Richards, passed its second reading.

The bill was read the third time and,

On motion of Councilor Kimball, passed its third reading.

Councilor Holbrook, of the committee on Roads, Bridges and Ferries, to whom was referred the petition of David B. Dille, for toll bridge, reported (C. F. No. 14) "An Act extending the time granted to Abiah Wadsworth and others, of the bridge across Weber river," which was read [illegible].

On motion of Councilor Snow, the report was accepted and the bill laid on the table to come up in its order.

Councilor Kimball, chairman of the committee on Agriculture, Trade and Manufacture, to whom was referred the report of the Treasurer of the "Deseret Agricultural and Manufacturing Society," reported (C. F. No. 15) "An Act appropriating money to the Deseret Agricultural and Manufacturing Society."

On motion of Councilor W. Snow, the report was accepted, and the bill laid on the table to come up in its order.

Councilor Kimball, chairman of the committee on Agriculture, Trade and Manufacture, to whom was referred (H. F. No. 10) "An Act in relation to the entering of Public Lands," reported back said bill without amendment and recommended its passage.

On motion of Councilor L. Snow, the report was accepted and the bill laid on the table to come up in its order.

Councilor Woodruff, chairman of the Committee on Claims, to whom was referred the subject of the general appropriation bill, reported (C. F. No. 16) "General Appropriation Bill."

On motion of Councilor W. Snow, the report was received and the bill laid on the table to come up in its order.

Councilor Carrington, chairman of the committee on Education, to whom was referred (H. F. No. 19) "An Act to amend An Ordinance incorporating the University of the State of Deseret," reported that in their opinion the subject matter of the bill is not of sufficient importance to require present legislation, and recommends that the Council do not concur in its passage.

On motion of Councilor Carrington, the report was accepted

Councilor Harrington, chairman of the committee to whom was (H. F. No. 5) "An Act to provide for the selection and location of a quantity of land equal to two townships for the establishment of a University" reported back said bill amended, which was read and,

On motion of Councilor (W. S.) Snow, the bill passed its second reading as amended.

On motion of Councilor Richards, the bill passed its third reading and the House were requested to concur in the amendments.

The following message was received from the House:—

"The House of Representatives have concurred in your wish to adjourn the joint session appointed for this day until 11 a.m. tomorrow."

Councilor Farr, chairman of the committee on [illegible] to whom was referred (H. F. No. 15) "An Act to incorporate the [illegible] Humboldt and Salt Lake Telegraph Company," reported back said bill without amendment and recommended its passage.

On motion of Councilor W. S. Snow the report was accepted and the bill laid on the table to come up in its order.

(C. F. No. 14) "An Act extending the time of a grant to Alvin [illegible] and others, of the bridge across Weber river," was taken up and read, and,

On motion of Councilor Carrington, passed its first reading.

The bill was read the second time and,

On motion of Councilor Carrington, passed its second reading.

On motion of Councilor [illegible], the bill was read by its title and so passed.

(C. F. No. 15) "An Act appropriating money to the Deseret Agricultural and Manufacturing Society" was taken up and read and,

On motion of Councilor W. S. Snow, passed its first reading.

The bill was read the second time and,

On motion of Councilor Snow, passed its second reading.

On motion of Councilor Snow, the bill was read by its title and so passed.

(H. F. No. 10) "An Act in relation to the [illegible] of public lands" was taken up and read and,

On motion of Councilor (W. S.) Snow, passed its first reading.

The bill was read the second time and,

On motion of Councilor Carrington, the bill was referred to a special committee composed of Councilors Richards, [illegible] Snow and Harrington.

The following message was received from the House;

"The House of Representatives do not concur in "An Act changing the time of holding elections in the different cities" and again respectfully ask you to concur in (H. F. No. 16) "An Act changing the time of holding elections in [illegible] City". The Act (C. F. No. 13) entitled "An Act concerning Notaries Public for Great Salt Lake County" is concurred in by the House."

On motion of Councilor Carrington, (H. F. No. 16) "An Act changing the time of holding elections in Lehi City" was referred to the committee on Incorporations.

(C. F. No. 16) "General Appropriation Bill" was taken up and, read and,

On motion of Councilor Richards, passed its first reading.

The bill was read the second time and,

On motion of Councilor Carrington, the bill was laid on the table for future consideration.

Councilor Harrington, of the committee on Roads, Bridges and Ferries, to whom was referred (H. F. No. 9). "An Act providing for the bridging of ditches or sects leading across the highways" reported a substitute,

Which was read and,

On motion of Councilor Farr, the report was accepted and the bill was laid on the table to come up in its order.

(H. F. No. 19) "An Act to amend 'an Ordinance entitled an Ordinance incorporating the University of the State of Deseret' approved Feb. 28, 1850," was taken up and,

On motion of Councilor Richards, the bill was not concurred in.

(H. F. No. 15). "An Act to incorporate the Placerville, Humboldt and Salt Lake Telegraph Company" was taken up and,

On motion of Councilor L. Snow, the bill was concurred in.

The substitute to (H. F. No. 9). "An Act providing for the bridging of ditches or sects leading across the highways" was taken up and,

On motion of Councilor Carrington the presenter of said substitute [illegible] to withdraw the same.

On motion of Councilor Carrington, the bill (H. F. No. 9) was not concurred in.

On motion of Councilor L. Snow, the committee on Roads, Bridges and Ferries were instructed to report an act to stimulate Supervisors to the more faithful performance of their respective duties.

On motion of Councilor Richards, the report of the Treasurer of the Deseret Agricultural and Manufacturing Society was ordered to be spread on the minutes.

"Treasurer's Office
Great Salt Lake City, U. T.
January 1st, 1859
Deseret Agricultural and Manufacturing Society
In a/c with J. C. Little
Treasurer.

		Dr	Amounts				Cr	Amounts
1857 Jany	1	To amount of orders issued to date on Auditor	705	92	1856 Jany	1	By appropriation of Legislative Assembly	$
"	"	Balance including remainder of appropriation not drawn	946	08	1857 Jany	1	" Rent received from [illegible] to date	
			$1652	00				

1857 Jany	1	To amount of orders			1857 Jany	1	By Balance brot		
	"	issued to date				"	down	976	08
	"	on Treasurer	1153	09		"	Appropriation of		
	"	To Balance includg				"	Legislative Assembly		
	"	remainder of				"	this year	1000	00
	"	appropriation			1858 Jany	1	Amount recd		
	"	on hand	1051	99		"	from Tickets		
						"	to date	129	00
			$ 2105	08				$ 2105	08
1859 Jany	1	To amount of orders			1858 Jany	1	By Balance brot		
	"	issued to date on				"	down	1057	99
	"	Treasurer	299	00	1859 Jany	1	Amt received		
	"	To amount paid at				"	from tickets		
	"	"Tabernacle"	338	51		"	to date	315	00
	"	To Bal of orders							
	"	[illegible]	[illegible]	15					
	"	Balance includg							
		remainder of							
		appropriation							
		on hand	531	44					
			$ 1369	99				$ 1369	99
					1859 Jany	1	By Balance	538	44

Transcript of a/c with the Auditor of Public Accounts, J. H. Cummings Esq.

Dr —— J. H. Cummings —— Cr.

1856 Jany	1	To amount of appro-			1856		By orders issued		
	"	priation by Legislative					from this Office in		
	"	Assembly at the					year last year from		
	"	annual session	1500	00			sundry persons for	[illegible]	[illegible]
1857 Jany	1	Do Do			1857		" Do Do	1153	09
	"	this year	1000	00	1858		" Do Do	299	00
							Balance remaining		
							unpaid, for which		
							no orders as yet		
							have been issued	441	99
			$ 2500	00				$ 2500	00
1859 Jany	1	To Balance brot dn	441	99					

The undersigned would respectfully submit the foregoing exhibit of the Treasury department of "The Deseret Agricultural and Manufacturing Society"; also a Transcript of his account with J. H. Cummings, Esq., Auditor of Public Accounts.

The exhibit shows the actual condition of the finances of the Society, so far as returns have been made to this office; the Transcript shows a balance of $441.99 remaining unexpended, of the appropriations made by the Legislative Assembly

With respect, your obedient servant
J. C. Little
Treasurer."

Councilor Farr, chairman of the committee on Incorporations, to whom was referred (H. F. No. 16) "An Act changing the times of holding elections in certain cities" reported back said bill amended by striking out "Great Salt Lake and Tooele" in the first section, and in the title by striking out "the different" and inserting "certain."

On motion of Councilor Kimball, the bill passed and the House were requested to concur.

The minutes were read and accepted.

On motion of Councilor Kimball, the Council adjourned until tomorrow at 11 a.m.

Benediction by the Chaplain.

David H. Wells

Council Chamber, Thursday, Jan. 20, 1859
11 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.

The following message was received from the House:

"The accompanying Act (C. F. No. 1) entitled "An Act apportioning the representation of Utah Territory," has been amended by the House in Sec. 1 by inserting "one" for the county of San Pete, "three" for Utah county, one for Cedar county, eight for Great Salt Lake," &c.

Sec. 2 is amended so as to read "one for Beaver, Millard, Carson, St. Mary and Humboldt counties" and "two for Weber, Box Elder, Malad, Cache and Green River counties."

Sec. 3, the original is stricken out and the following substituted:

"That at the annual election in 1859 and biennially thereafter there shall be elected one Delegate to the Congress of the United States."

You are respectfully requested to concur in the amendments."

(C. F. No. 1) "An Act apportioning the representation of Utah Territory," was read and

On motion of Councilor Smith, referred to the Committee on judiciary.

The following message was received from the House:

"The accompanying Act entitled (H. F. No 18) 'An Act amending an Act prescribing the manner of assessing and collecting Territorial and County Taxes,' has passed the House and is respectfully submitted for your concurrence.

The amendments of the Council to (H. F. No. 5) 'An Act to provide for the selection and location of a quantity of land equal to two Townships for the establishment of a University,' are concurred in.

The amendments of the Council to (H. F. No. 17) 'An Act regulating the manufacturing and sale of Liquors,' are concurred in.

The House has concurred in your bills (C. F. No. 14) 'An Act extending the time of a grant to [illegible] for the erection of the bridge across Jordan River,' and (C. F. No. 15) 'An Act appropriating a sum to the Deseret Agricultural and Manufacturing Society.'

The House has also concurred in (C. F. No. 3) 'An Act defining the three Judicial Districts for the District Courts in the Territory of Utah,' and (C. F. No. 4) 'An Act concerning costs and fees of Courts and for other purposes.'"

(H. F. No. 18) "An Act amending an Act prescribing the manner of assessing and collecting Territorial and County Taxes," was read and,

On motion of Councilor Benson, referred to the committee on Revenue.

The following message was received from the House:

"The accompanying act entitled 'An Act changing the time of holding elections in certain cases' has been amended by inserting:

'Sec. 3. This act shall be in force from and after its passage.'

And respectfully submit the same for your concurrence."

On motion of Councilor Benson, the amendment was concurred in.

Councilor Richards, chairman of the Judiciary committee to whom was referred (C. F. No. 11) "An Act in relation to the entering of public lands," reported that, in their opinion, sec. 3 should be stricken from the bill.

On motion of Councilor Woodruff, the report was accepted and the bill taken up and read the first time.

On motion of Councilor L. Snow, passed its first reading.

The Bill was read the second time and,

On motion of Councilor Kimball, passed its second reading.

The bill was read the third time and,

On motion of Councilor Kimball, passed.

Councilor Kimball presented (C. F. No. 17) "An Act repealing an act granting unto Brigham Young, Wilford Woodruff and others Rush Valley for a herd ground and other purposes," which was read and,

On motion of Councilor Smith, accepted and laid on the table to come up in its order.

On motion of Councilor Smith, the Council adjourned to meet in joint session

(See joint session minutes.)

On adjournment of joint session the Council resumed its sitting.

(C. F. No. 17) "An Act to repeal an act granting to Brigham Young, Wilford Woodruff and other persons Rush Valley for a herd ground, and other purposes," was taken up and read and,

On motion of Councilor Harrington passed its first reading. The bill was read the second time and,

On motion of Councilor Carrington passed its second reading.

On motion of Councilor Carrington, the bill was read the third time by its title and passed.

Councilor Woodruff asked and obtained leave to withdraw the general appropriation bill.

Councilor Carrington, of the committee on Judiciary, to whom was referred (H. F. No 12.) "An Act authorizing the Territorial road Commissioner to negotiate with the proprietors of Jordan bridge near Lehi city, Utah county," reported back said bill and recommended that the Council do not concur in passing said act, deeming that sect. 7 of "An Act granting unto Charles Hopkins and others the right to build a bridge across the river Jordan" makes ample provision for all that is requisite.

On motion of Councilor Smith, the report of the Committee was accepted and the bill returned to the House not concurred in.

On motion of Councilor Smith, the bill (C. F. No 3) "An Act defining the three Judicial Districts for the District Courts in the Territory of Utah," was taken up for reconsideration.

On motion of Councilor Smith, the bill was amended by striking out the words "Utah, Cedar" in the third line and inserting them in the second line after the word "Juab."

On motion of Councilor L. Snow, the bill passed as amended and was sent to the House for their concurrence in amendment.

The minutes were read and accepted.

On motion of Councilor Carrington, the Council adjourned until 4 p.m.

Benediction by the Chaplain.

4 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

The following message was received from the House:

"The House have concurred in your amendments to (C. F. No. 10) "An Act in relation to the entering of public lands."

The accompanying act (H. F. No. 12) "An Act &c,"

who are exempt from serving on Juries and prescribing the mode of procuring Grand and Petit Juries and Jurors for District Courts and for other purposes," has been concurred in by the House.

(C. F. No. 3 "An Act defining the three Judicial Districts for the United States Courts in the Territory of Utah," as amended by the Council, is concurred in by the House.

The accompanying "Resolution ordering the Laws and Journals of the present session printed and published" has passed the House and is herewith submitted for your concurrence.

The accompanying bill, (H. F. No. 20) "An Act to amend an act in relation to Marshals and Attorneys, approved March 6. 1852," has passed the House and is submitted for your concurrence."

The "Resolution ordering the Laws and Journals of the present session printed and published" was read and,

On motion of Councilor Woodruff, referred to the committee on Judiciary.

(H. F. No. 20) "An Act to amend an act in relation to Marshals and Attorneys, approved March 6, 1852" was read and,

On motion of Councilor L. Snow, referred to the committee on Judiciary.

Councilor Smith, of the committee on Judiciary, to whom was referred (H. F. No. 16) "An Act repealing the first section of an act containing provisions applicable to the laws of the Territory of Utah, approved Jan. 14, 1854," reported that they deemed further legislation on the subject inexpedient.

On motion of Councilor L. Snow, the report was accepted and the committee discharged from further duties on the subject.

Councilor Harrington, chairman of the committee on Revenue, to whom was referred (H. F. No 15) "An Act amending an act prescribing the manner of assessing and collecting Territorial and County Taxes," reported back said bill without amendment and recommended its passage.

On motion of Councilor Woodruff, the report was accepted and the bill taken up for consideration.

On motion of Councilor L. Snow, passed its first reading.
Said bill was read the second time and,
On motion of Councilor L. Snow,

"Sec. 5. Hereafter all funds collected by assessors and collectors shall be paid over to the respective Territorial and County Treasurers in the kind collected."

Was added to the bill.

On motion of Councilor Kimball, the bill passed its second reading as amended.

On motion of Councilor Richards, the bill was read the third time by its title and so passed.

Councilor Woodruff, chairman of the committee on Claims, reported back (C. F. No. 16) "General Appropriation Bill"

On motion of Councilor Harrington, the report was accepted and the bill taken up on its first reading.

On motion of Councilor Kimball, the bill passed its first reading.

The bill was read the second time and,

On motion of Councilor Harrington, passed its second reading.

On motion of Councilor Kimball, the bill was read the third time by its title and so passed.

Councilor Carrington, of the committee on Judiciary to whom was referred "Resolution ordering the Laws and Journals of the present session printed and published," reported back the said Resolution amended.

The Resolution was read as amended and,

On motion of Councilor Brunson passed its first reading.

The resolution was read as amended and,

On motion of Councilor Brunson, passed its first reading.

The Resolution was read the second time and,

On motion of Councilor Carrington, the words "and proclamations" were inserted after the words "Governor's Message," also the word "Aldermen" after the word "Mayor" and "Auditor's report and Territorial Treasurer's Report," after the word "proclamations."

On motion of Councilor Brunson, the bill passed its second reading as amended.

On motion of Councilor, the title was so amended as to read "Resolution relating to the publishing and distribution of the Laws and Journals of the present session."

On motion of Councilor Woodruff, the Resolution was read the third time by its title and so passed.

The following message was received from the House—

"The accompanying bill (H. F. No 21) "Territorial Appropriation Bill," has passed the House and is respectfully submitted for your concurrence.

The amendment of the Council to (H. F. No. 18) "An Act amending an Act providing the manner of assessing and collecting Territorial and County Taxes" is concurred in by the House.

(H. F. No. 21) "Territorial Appropriation Bill" was read and,

On motion of Councilor Woodruff, passed its first reading.

Said bill was taken up on its second reading and,

On motion of Councilor L. Snow, referred to the Committee on Judiciary.

The minutes were read and accepted.

On motion of Councilor [illegible], the Council adjourned until tomorrow at 11 a. m.

Benediction by the Chaplain.

David H Wells

Council Chamber, Friday, Jan. 21. 1859
10 a.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following message was received from the House:
"The House of Representatives has concurred in your amendments to the resolution relating to the publishing and distribution of the laws and journals of the present session."

Councilor Smith, chairman of the committee on Memorials, reported "Memorial to Congress, to defray the expenses of the Legislature for 1856-7 and 1857-8," which was read.

On motion of Councilor [illegible], the report was accepted and the Memorial laid on the table to come up in its order.

Councilor Smith also reported "Memorial to Congress, for the election of Governor, Judges, Secretary and other Territorial officers, by the people," which was read.

On motion of Councilor Kimball, the report was accepted, and the Memorial laid on the table to come up in its order.

Councilor Smith also presented "Memorial to Congress for the construction of a Magnetic Telegraph across the continent," which was read.

On motion of Councilor Woodruff, the report was accepted and the Memorial laid on the table to come up in its order.

Councilor [illegible] presented an account of Thomas D. Brown for services as Territorial Road Commissioner,

Which was read, and,

On motion of Councilor L. Snow, referred to the Committee on Judiciary with instructions to include it in the Territorial Appropriation bill.

Councilor Smith, chairman of the committee on Memorials, reported

"Memorial to Congress for the construction of a national central railroad, via Great Salt Lake City,"

Which was read.

On motion of Councilor Woodruff, the report was accepted, and the Memorial laid on the table to come up in its order.

Councilor Smith also reported, "Memorial to Congress for the establishment of a daily mail from Omaha, Nebraska Territory, via Great Salt Lake to Sacramento,"

Which was read.

On motion of Councilor Benson, the report was accepted and the Memorial laid on the table to come up in its order.

The following message was received from the House:
"The Territorial Appropriation Bill" (C. F. No. 16) has been

concurred in with the following amendment; by inserting the word "present" before "Legislative Assembly," in the fourth line.

Ask your concurrence in it.

The accompanying bill (H. F. No. 22) entitled "An Act establishing the salaries of certain Territorial Officers" has passed the House and is submitted for your concurrence."

(C. F. No. 17) "An Act repealing an Act granting unto Brigham Young, Wilford Woodruff and other persons Rush Valley for a herd ground and other purposes," is not concurred in."

(H. F. No. 22) "An Act establishing the salaries of certain Territorial Officers" was read; and,

On motion of Councilor Smith, was laid on the table to come up in its order.

On motion of Councilor Smith, the President appointed Councilors Kimball, Woodruff and Snow a special committee to confer with a like committee from the House concerning (C. F. No. 17) "An Act repealing an act granting unto Brigham Young, Wilford Woodruff and other persons Rush Valley for a herd ground and other purposes

On motion of Councilor Smith, the amendment of the House to (C. F. No. 16) "General Appropriation Bill" was not concurred in

Councilor Carrington reported (C. F. No. 18) "An Act prescribing the manner of challenging Petit jurors,"

Which was read, and,

On motion of Councilor A. S. Snow passed its first reading.

The bill was read the second time and,

On motion of Councilor Snow, passed its second reading.

On motion of Councilor Carrington, the bill was read the third time by its title and so passed.

"Memorial to Congress to defray the expenses of the Legislature for 1856-7 and 1857-8 was read and,

On motion of Councilor Woodruff, the memorial was adopted.

"Memorial to Congress for the election of Governor, Judges, Secretary and other Territorial officers by the people".

Was taken up and read.

On motion of Councilor A. S. Snow the Memorial was adopted.

"Memorial to Congress for the construction of a Magnetic Telegraph across the Continent,"

Was taken up and read.

On motion of Councilor Kimball, the Memorial was adopted.

"Memorial to Congress for the construction of a National Central Railroad via Great Salt Lake City,"

Was taken up and read.

On motion of Councilor Benson, the Memorial was adopted.

"Memorial to Congress for the establishment of a daily mail from Omaha, Nebraska Territory, via Great Salt Lake to Sacramento,"

Was taken up and read.

On motion of Councilor L. Snow, the Memorial was adopted.

(H. F. No. 22.) "An act establishing the Salaries of certain Territorial Officers,"

Was taken up and read once,

On motion of Councilor L. Snow, passed its first reading.

The bill was read the second time and,

On motion of Councilor Evans, passed its second reading.

On motion of Councilor Benson, the bill was read the third time by its title, and passed.

Councilor Smith, of the Committee on Judiciary, to whom was referred (H. F. No. 21) "Territorial Appropriation bill," reported back said bill amended.

The bill was read as amended, and,

On motion of Councilor L. Snow the report of the committee was accepted, and the bill taken up and read.

On motion of Councilor L. Snow the bill was concurred in as amended.

On motion of Councilor Carrington, the joint session fixed for 2 p.m. today, was adjourned until 6 p.m., the House concurring.

The following message was received from the House:

"The House has concurred in your desire to adjourn the Joint Session until 6 this p.m."

The Minutes were read and accepted.

On motion of Councilor Carrington, the Council adjourned until 3 p.m.

Benediction by the Chaplain.

3 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

The following message was received from the House:

"The accompanying Memorials, "Memorial for a Daily Mail," "Memorial to Congress for the construction of a National Central Railroad, via Great Salt Lake City," "Memorial to Congress for the construction of a Magnetic Telegraph across the Continent," and "Memorial to Congress for the election of Territorial Officers by the people," have been adopted by the House.

Your amended copy of (H. F. No 21) "Territorial Appropriation Bill" is concurred in."

Councilor [illegible], chairman of the committee on Memorials, reported.

"Memorial for a donation of lands to cities, towns and villages"

Which was read and,

On motion of Councilor Kimball, the report of the committee was accepted and the memorial taken up for consideration.

On motion of Councilor L. Snow, the memorial was adopted.

Councilor Carrington, of the Committee on Judiciary, to whom was referred (H. F. No. 20) "An Act to amend an act in relation to Marshals and Attorneys" approved March 3, 1852. Reported back said bill amended.

On motion of Councilor L. Snow, the report of the committee was accepted and the bill considered as amended.

Councilor Carrington, of the Committee on Judiciary to whom was referred (C. F. No. 6) "An Act assigning the chief justice and the two associate justices to their respective judicial districts" reported back the same amended.

The bill was read as amended, and,

On motion of Councilor Woodruff, passed its first reading and was read the second time.

On motion of Councilor L. Snow, the bill passed its second reading.

On motion of Councilor Johnson, the bill was read the third time by its title and so passed.

A communication was received from His Excellency Governor Cumming.

On motion of Councilor Smith, (C. F. No. 17) "An Act repealing an act granting unto Brigham Young, Wilford Woodruff and other persons Rush Valley for a herd ground and other purposes" was taken up for consideration.

Councilor Kimball, chairman of the Special Committee, reported a section to be added to the bill.

On motion of Councilor Johnson, the report of the committee was accepted.

On motion of Councilor W. S. Snow, the bill passed its first reading as amended.

On motion of Councilor Benson, the bill passed its second reading.

On motion of Councilor W. S. Snow, the bill passed its third reading, and was sent to the House for their concurrence.

A message was received from the House.

(C. F. No. 18) "An Act prescribing the manner of challenging Petit jurors" was read as amended by the House.

On motion of Councilor Woodruff, the Council concurred in the amendments.

Councilor Carrington, of the Committee on Judiciary to whom was referred "Joint Resolution in relation to [illegible]" reported back said bill amended, which was read.

On motion of Councilor Woodruff, the report was accepted and the resolution taken up for consideration, and

On motion of Councilor Carrington, passed its first reading as amended, and was taken up on its second reading

On motion of Councilor Kimball, the Resolution passed its second reading.

On motion of Councilor Woodruff, the Resolution was read the third time by its title and so passed.

The following message was received from the House:—

"The accompanying bill (C. F. No 17) "An Act repealing an act granting unto Brigham Young, Wilford Woodruff and others portions Rush Valley for a herd ground and other purposes has been concurred in."

Communications were received from His Excellency Governor Cumming.

On motion of Councilor Smith the "Act defining the three Judicial Districts for the District Courts in the Territory of Utah," was reconsidered and amended by adding the following words, "This act to take effect and be in force from and after the first day of May, A.D. 1859."

The following message was received from the House:—

"The House concurs in your amendment to "An Act defining the three judicial Districts for the district courts in the Territory of Utah.""

Councilor Carrington, of the Committee on Judiciary, to whom was referred (C. F. No 1) "An act apportioning the Representation of Utah Territory" reported as a substitute (C. F. No. 19) "An Act apportioning to certain counties Representatives to the Legislative Assembly," and recommended the non-concurrence of the Council to the amendments of the House to Council File No 1.

On motion of Councilor Harrington, the report of the committee was accepted and the substitute taken up for consideration.

On motion of Councilor Kimball, the bill passed its first reading.

The bill was read the second time and

On motion of Councilor Harrington passed its second reading.

On motion of Councilor Johnson, the bill was read by its title and so passed.

A communication was received from His Excellency Governor Cumming.

On motion of Councilor Kimball, the Council adjourned to meet in Joint Session.

Council resumed its sitting on dissolution of Joint Session.

A communication was received from His Excellency Governor Cumming.

On motion of Councilor Carrington, the Fee Bill was taken up for reconsideration and an amendment inserted.

The following message was received from the House:

"The House has concurred in your amendment to sec. 13 of 'An Act concerning costs and fees of courts and for other purposes,' and the bill is herewith returned."

A communication was received from His Excellency Governor Cumming.

On motion of Councilor Carrington, "An Act defining the mode of procuring Grand and Petit Jurors and juries," was taken up for reconsideration and

On motion of Councilor Smith, four amendments were adopted.

On motion of Councilor Carrington (C. F. No 16) "General Appropriation Bill" was taken up for reconsideration.

On motion of Councilor Carrington, the bill was so amended as to read "out of the moneys appropriated by Congress to defray Legislative expenses in the Territory of Utah the following amounts to defray the expenses of the present Legislative Assembly, to wit—

The following message was received from the House:

"The House has concurred in your amendments to 'An Act defining who are exempt from serving on Juries and prescribing the mode of procuring Grand and Petit Jurors and Juries for District Courts and for other purposes.'"

The following message was received from the House:

"The House has concurred in your amendments to the 'General Appropriation Bill.'"

Communications were received from His Excellency Governor Cumming.

On motion of Councilor Kimball, a note was addressed to the House inquiring if they had any more business to present prior to the adjournment of the Council.

The following message was received from the House:

"Our table is clear and we have no further business prior to adjournment."

On motion of Councilor Kimball, a note was addressed to his Excellency the Governor asking whether he had any further communications to present to the Assembly, prior to their adjournment.

The following communication was received from his Excellency Governor Cumming:—

"Your favor of this date has been handed me by messenger notifying me of the fact that you have closed official business. I have no further business to communicate to the Legislative Assembly.

"Please accept this expression of my approval energy and perseverance with which you have performed your official duties as Representatives of the interests of the of the Territory."

"The accompanying 'Resolution for convening the Legislative Assembly' and 'Resolution in relation to notifying persons elected to office by joint vote of the Assembly' have passed the House and are respectfully submitted for your concurrence."

The "Resolution in relation to notifying persons elected to office by joint vote of the Assembly" was taken up and read and,

On motion of Councilor Carrington, the Resolution was concurred in.

The "Resolution for convening the Legislative Assembly" was taken up and read and,

On motion of Councilor Carrington, the Council concurred therewith.

Minutes were read and accepted.

On motion of Councilor Carrington, the Council adjourned to meet in the Social Hall in Great Salt Lake City on the second Monday in December 1857, at 10 a.m.

Benediction by the Chaplain.

Daniel H Wells